

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

NUSCIENCE CORPORATION,)	No. CV 08-2661 R (FFMx)
)	
Plaintiff,)	ORDER ACCEPTING FINDINGS,
)	CONCLUSIONS AND
v.)	RECOMMENDATIONS OF
)	UNITED STATES MAGISTRATE JUDGE
ROBERT HENKEL, et al.,)	
)	
Defendants.)	

Pursuant to 28 U.S.C. § 636, the Court has reviewed the entire record in this action, the attached Report and Recommendation of United States Magistrate Judge (“Report”), and the objections thereto. Good cause appearing, the Court concurs with and accepts the findings of fact, conclusions of law, and recommendations contained in the Report after having made a de novo determination of the portions to which objections were directed.

IT IS ORDERED that Joseph and Sharon Henkel are in civil contempt of the Judgment and the 2012 Contempt Order. In addition, Joseph and Sharon are ordered to:

(1) take down all websites that fail to comply with the Judgment and the 2012 Contempt Order, including but not limited to

<http://thetruthaboutcellfood.angelfire.com>, and

<http://henkelo2.angelfire.com>;

1 (2) take down all Facebook material that fails to comply with the Judgment,
2 including but not limited material appearing on pages for the following
3 accounts: "Joe Henkel," "dueterator," "The Truth About Cellfood," and
4 "Henkel O2 Earth and Water Solution";

5 (3) cease publishing, directly or indirectly, any representations that they or
6 defendants know or possess plaintiff's trade secrets; the Storey formula, or
7 the ingredients, formula, or know-how of CELLFOOD;

8 (5) cease publishing, directly or indirectly, any express or implied
9 representations or threats that they or defendants are going to publish,
10 release, or reveal the CELLFOOD formula and/or the Storey formula;

11 (6) compensate plaintiff for the reasonable attorney's fees and costs it
12 expended in prosecuting its applications; and

13 (7) pay a fine to the Court of \$5,000 *per diem*, until such time as (a) all
14 offending websites, Facebook posts, and other Internet material are taken
15 down; and (b) the Court is provided with satisfactory sworn evidence of the
16 removal of the offending material and the steps taken to prevent its
17 reappearance. Such *per diem* fine should not commence until 14 days after
18 entry of the Court's order finding Joseph and Sharon Henkel in contempt.

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21 DATED: January 5, 2015



MANUEL L. REAL
United States District Judge